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Magistrate Judge Brian A. Tsuchida

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

CHARLES GLENN PERKINS,

Defendant.

CASE NO. **13-31**

COMPLAINT for VIOLATION

Title 18, U.S.C.  
Sections 2252(a)(2), (b)(1), (a)(4)(B),  
and (b)(2)

BEFORE Brian A. Tsuchida, United States Magistrate Judge, U. S. Courthouse, Seattle, Washington.

The undersigned complainant being duly sworn states:

**COUNT 1**  
**(Receipt of Child Pornography)**

Beginning at a time unknown, and continuing until on or about January 16, 2013, at Burien, within the Western District of Washington, CHARLES GLENN PERKINS did knowingly receive, and attempt to receive, one or more visual depictions of sexually explicit conduct, where the production of such visual depictions involved the use of a minor engaged in sexually explicit conduct, using any means and facility of interstate and foreign commerce, and that had been shipped and transported in and affecting interstate and foreign commerce by any means, including by computer.

All in violation of Title 18, United States Code, Sections 2252(a)(2) and (b)(1).

**COUNT 2**  
**(Possession of Child Pornography)**

On or about January 16, 2013, at Burien, within the Western District of Washington, CHARLES GLENN PERKINS did knowingly possess at least one matter which contained one or more visual depictions of sexually explicit conduct where the production of such visual depictions involved the use of a minor engaged in sexually explicit conduct, where the visual depiction had been shipped and transported in and affecting interstate and foreign commerce.

All in violation of Title 18 United States Code Sections 2252(a)(4)(B) and (b)(2).

The undersigned complainant being duly sworn further states:

1. I, Timothy A. Ensley, am a Special Agent with the U.S. Department of Homeland Security (DHS), Homeland Security Investigations (HSI), assigned to the Special Agent in Charge (SAC) Seattle, Washington. I have been an agent with HSI since May 2009. HSI is responsible for enforcing the customs and immigration laws and federal criminal statutes of the United States. As part of my duties, I investigate criminal violations relating to child exploitation and child pornography, including violations pertaining to the illegal production, distribution, receipt, and possession of child pornography and material involving the sexual exploitation of minors in violation of Title 18, United States Code, Sections 2251, 2252(a) and 2252A(a). I am a graduate of the Federal Law Enforcement Training Center (FLETC), HSI Special Agent Training Program, and have received further specialized training in investigating child pornography and child exploitation crimes. I have also had the opportunity to observe and review examples of child pornography (as defined in 18 U.S.C. § 2256(8)). I have participated in the execution of previous search warrants, which involved child exploitation and/or child pornography offenses and the search and seizure of computers, related peripherals, and computer media equipment. I am a member of the Seattle Internet Crimes Against Children (ICAC) Task Force in the Western District of

1 Washington, and work with other federal, state, and local law enforcement personnel in  
2 the investigation and prosecution of crimes involving the sexual exploitation of children.

3 2. As further detailed below, based on my investigation and the investigation  
4 of other law enforcement officers, I submit there is probable cause to believe that  
5 CHARLES GLENN PERKINS has committed the violations described above. In  
6 particular, the investigation has uncovered substantial evidence that CHARLES GLENN  
7 PERKINS knowingly received and possessed child pornography on January 16, 2013.

### 8 SUMMARY OF INVESTIGATION

9 3. On December 29, 2012, CHARLES GLENN PERKINS, a U.S. citizen,  
10 arrived at the Toronto Pearson International Airport (TPIA) along with his wife, T.W.,  
11 and his mother-in-law. PERKINS had first traveled from the Sea-Tac International  
12 Airport to the San Francisco International Airport where PERKINS boarded a cruise ship  
13 bound for Santiago, Chile. After arriving in Santiago, Chile, PERKINS then boarded a  
14 flight to Toronto, Canada.

15 4. Upon arrival at TPIA, officers with the Canadian Border Services Agency  
16 (CBSA) discovered that PERKINS had a criminal history in the United States and is a  
17 registered sex offender in the State of Washington. Based on a review of law  
18 enforcement databases, PERKINS is a registered sex offender based on convictions for  
19 First Degree Statutory Rape, First Degree Incest, First Degree Statutory Rape and First  
20 Degree Incest (10/28/86, Kitsap County), First Degree Statutory Rape and Child  
21 Molestation in the First Degree (6/09/89, Kitsap County), and Child Molestation in the  
22 First Degree (1/16/90, King County). Due to PERKINS's criminal record, the CBSA  
23 denied PERKINS entry into Canada, although they permitted his wife and mother-in-law  
24 to enter. CBSA also sent PERKINS for a secondary search, where the computer he was  
25 carrying, an HP laptop computer (S/N CNF812081Q), was examined pursuant to  
26 Canada's border search authority. The examination revealed two images, at least one of  
27 which the CBSA officers believed to be child pornography on the computer.  
28

1           5.     Based on this information and the resulting investigation, on January 16,  
2 2013, I applied for a search warrant for PERKINS's residence in Burien, Washington.  
3 The Honorable Brian A. Tsuchida, United States Magistrate Judge, issued the warrant,  
4 and HSI Seattle agents executed the warrant later that day.

5           6.     PERKINS was at the residence when law enforcement executed the search  
6 warrant. After being advised of his *Miranda* rights, PERKINS admitted to possessing  
7 and downloading child exploitation material over the Internet. PERKINS further  
8 admitted that he has had urges to sexually molest children but that he is able to control the  
9 urges by viewing child pornography and by staying away from situations where he is  
10 around children.

11          7.     During a preliminary onsite forensic examination of at least one data storage  
12 device belonging to PERKINS, HSI Seattle Computer Forensic Agents discovered several  
13 images of minors engaged in sexually explicit activity.

14          8.     I have reviewed all of these images, one of which is described below:

15                 Name: D18.JPG

16                 This color image depicts a prepubescent white female (hereinafter referred  
17 to as "child victim") laying on her back on what appears to be a bright floral  
18 carpet. The child victim is wearing white see-through and lace stockings on  
19 both legs that come up to her upper thigh area, and a white lace sleeveless  
20 pajama top. The child victim can be seen from her thigh area to the top of  
21 her head. The child victim's elbows are tucked under her lower back,  
22 slightly raising her torso. The child victim's legs are spread open, fully  
23 exposing her genital area. The child victim is young in appearance, has no  
24 visible pubic hair or breast development and appears to be between the ages  
25 of nine and eleven years old.


26          9.     Following the interview of PERKINS at the search warrant, based on these  
27 investigative findings and PERKINS's statements to agents, PERKINS was arrested by  
28 HSI Seattle agents on probable cause for violations of Title 18, United States Code,  
Sections 2252(a)(2) and (b)(1) (Receipt of Child Pornography), and Title 18, United  
States Code, Sections (a)(4)(B), and (b)(2) (Possession of Child Pornography).

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1 **CONCLUSION**

2 10. Based on the above facts, I respectfully submit that there is probable cause  
3 to believe that CHARLES GLENN PERKINS did knowingly and unlawfully receive  
4 child pornography, in violation of Title 18, United States Code, Sections 2252(a)(2) and  
5 (b)(1), and knowingly and unlawfully possess child pornography, in violation of Title 18,  
6 United States Code, Section 2252(a)(4)(B) and (b)(2).

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9 Timothy A. Ensley, Complainant  
Special Agent, HSI

10 Based on the Complaint and Affidavit sworn to before me, and subscribed in my  
11 presence, the Court hereby finds that there is probable cause to believe the Defendant  
12 committed the offenses set forth in the Complaint.

13 Dated this 17 day of January 2013.

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17 BRIAN A. TSUCHIDA  
18 United States Magistrate Judge  
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